

MATTHEW D. HALEY (Bar No. 104493)
THE HALEY LAW OFFICES
1633 San Pablo Avenue
Oakland, CA 94612
Telephone: (510) 444-1881

Attorneys for Plaintiff JOSEPH JAMES GREER

OWEN T. ROONEY, ESQ. (Bar No. 127830)
GILBERT KELLEY CROWLEY & JENNETT LLP
44 Montgomery Street, Suite 2080
San Francisco, CA 94104
Tel: (415) 627-9000

Attorneys for Defendant
BAY AREA RAPID TRANSIT, et al.

JEFFREY M. VUCINICH, ESQ (#67906)
CLAPP, MORONEY, VUCINICH, BEEMAN and SCHELEY
1111 Bayhill Drive, Suite 300
San Bruno, CA 94066
Tel: (650) 989-5400

Attorneys for Defendant
CITY OF HAYWARD, et al.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH JAMES GREER	CASE NO. 3:15-cv-02307-WHO
Plaintiff,	TRIAL: January 9, 2017
v.	
CITY OF HAYWARD; BAY AREA RAPID TRANSIT DISTRICT; et al.;	STIPULATION REQUESTING A CONTINUANCE OF DISCOVERY DEADLINES, DISPOSITIVE MOTION DATE, TRIAL DATE, AND MEDIATION DEADLINE; ORDER
Defendants.	

Plaintiff JOSEPH JAMES GREER, and Defendants CITY OF HAYWARD, et al., and BAY AREA RAPID TRANSIT DISTRICT, et al., hereby stipulate as follows:

The parties respectfully request that the Court continue the discovery deadlines, dispositive motion hearing date, trial date, and other corresponding dates currently set as follows:

Fact Discovery Deadline	July 29, 2016
Expert Disclosure	July 29, 2016
Expert Rebuttal	August 19, 2016
Expert Discovery Deadline	September 2, 2016
Dispositive Motions heard by	October 5, 2016
Pretrial Conference	December 12, 2016 at 2:30 p.m.
Trial Date	January 9, 2017 at 8:30 a.m. by Jury

To the following dates, or any other dates convenient for the Court:

Fact Discovery Deadline	September 30, 2016
Expert Disclosure	September 30, 2016
Expert Rebuttal	October 19, 2016
Expert Discovery Deadline	November 4, 2016
Dispositive Motions heard by	December 7, 2016
Pretrial Conference	February 20, 2017 at 2:30 p.m.
Trial Date	March 21, 2017 at 8:30 a.m. by Jury

Good cause exists for such request, namely that the parties request an additional month to conduct fact and expert discovery due to the unavailability of certain witnesses – including

officers involved in the stop leading to the claims before the Court – and the unavailability of counsel, Clapp, Moroney, Vucinich, Beeman and Scheley, who are conducting two trials during the month of July. Such a brief continuance would necessitate the continuance of the dispositive motions hearing deadline, which, in turn, requires a continuance of the pretrial conference and trial date.

The parties have not previously requested a continuance of the discovery deadlines, dispositive motion hearing date, or trial date.

Additionally, the parties request that the mediation deadline for completion of ADR in this matter be extended to December 15, 2016. The parties will coordinate with Roxane Ashe of the Ninth Circuit Mediation Program to schedule and complete mediation prior to that date.

The parties respectfully request that the Court approve this stipulation and incorporate its terms in an Order.

THE HALEY LAW OFFICES

DATED: July 13, 2016

/s/ Matthew D. Haley

MATTHEW D. HALEY

Attorney for Plaintiffs

GILBERT KELLEY CROWLEY & JENNETT
LLP

DATED: July 13, 2016

/s/ Owen T. Rooney

OWEN T. ROONEY

Attorney for Defendants BART, et al.

CLAPP, MORONEY, VUCINICH, BEEMAN and
SCHELEY

DATED: July 13, 2016

/s/ Kaylen Kadotani

KAYLEN KADOTANI

JEFFREY M. VUCINICH

Attorney for Defendants CITY OF HAYWARD, et al.

ORDER


PURSUANT TO STIPULATION, as modified below, IT IS ORDERED that the discovery deadlines, dispositive motion hearing date, trial date, and corresponding deadlines are hereby continued as follows:

Fact Discovery Deadline	September 30, 2016
Expert Disclosure	September 30, 2016
Expert Rebuttal	October 19, 2016
Expert Discovery Deadline	November 4, 2016
Dispositive Motions heard by	December 7, 2016
Pretrial Conference	March 13, 2017 at 2:30 p.m.
Trial Date	April 10, 2017 at 8:30 a.m. by Jury

IT IS FURTHER ORDERED that the deadline for completion of ADR in this matter is extended to December 15, 2016.

IT SO ORDERED.

Dated: July 16, 2016


 WILLIAM H. ORRICK
 United States District Judge